

Assembly Bill No. 1969

CHAPTER 40

An act to add Section 9063.5 to the Health and Safety Code, relating to public cemeteries.

[Approved by Governor July 6, 2010. Filed with Secretary
of State July 6, 2010.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1969, Jeffries. Elsinore Valley Cemetery.

Existing law, the Public Cemetery District Law, specifies the procedures for the formation of public cemetery districts, procedures for the selection of the district board of trustees and officers, and the powers and duties of the board. Existing law limits interments in public cemetery district cemeteries to residents of the district and nonresidents who meet specified criteria.

This bill would allow the Elsinore Valley Cemetery District to inter, in a specified section of the cemetery, nonresidents who meet a more limited set of criteria.

This bill would make legislative findings and declarations as to the necessity of a special statute for the Elsinore Valley Cemetery District.

The people of the State of California do enact as follows:

SECTION 1. Section 9063.5 is added to the Health and Safety Code, to read:

9063.5. Notwithstanding Section 9060, the Elsinore Valley Cemetery District may use the portion of its cemetery formerly known as Home of Peace for up to a total of 536 interments, for interment in the ground of any person who meets the criteria for burial in that area but is not a resident of the district if all of the following apply:

(a) The board of trustees determines that the cemetery has adequate space for the foreseeable future.

(b) The district has an endowment care fund that requires at least the minimum payment set pursuant to Section 9065.

(c) The district requires the payment of a nonresident fee set pursuant to Section 9068.

SEC. 2. The Legislature finds and declares that a special law is necessary and that a general law cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution because of the unique

disparity between the population of Elsinore Valley and the availability of cemetery plots.

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